

To: Snyder, Jessica[Snyder.Jessica@epa.gov]
From: Kamke, Sherry
Sent: Wed 11/2/2016 9:37:38 PM
Subject: FW: FYI - EPA Tribal Listening Session Notes.docx

Jessica,

I am the UST Section Chief in Region 5 and I am the one who will be putting a response together regarding the issue that Eric Chapman and George Thompson from the Lac du Flambeau Band of Chippewa Indians raised at the EPA Tribal Listening Session (see highlighted section below). It has taken me awhile to learn what was actually said so that we could respond. I find the information included in this email chain to be complete enough for me to respond but other versions have left me uncertain as to how to respond. My question to you is – what process or format would be useful, desired or required for this response? Also, who is the response intended for (internal only audience or external audiences including the tribe)? Finally, when is a response needed by?

I plan to work on this matter this week but if you need an immediate response, please let me know.

Thanks,

Sherry

Sherry A. Kamke

Underground Storage Tank Section Chief

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U.S. EPA Region 5

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kamke.sherry@epa.gov

From: Halbur, Kathy
Sent: Tuesday, October 25, 2016 7:40 AM
To: Manville, Jennifer <manville.jennifer@epa.gov>
Subject: FYI - EPA Tribal Listening Session Notes.docx

Jenny:

FYI – see below. In case it comes back around to you....

Hope all is well.

Kathy

From: Nichols, Nick
Sent: Tuesday, October 25, 2016 7:10 AM
To: Borries, Samuel
Cc: Ribordy, Michael ; Halbur, Kathy
Subject: RE: FYI - EPA Tribal Listening Session Notes.docx

Thanks! I forwarded to Judy Barrows in OUST.

From: Borries, Samuel
Sent: Monday, October 24, 2016 5:29 PM
To: Nichols, Nick <Nichols.Nick@epa.gov>
Cc: Ribordy, Michael <ribordy.mike@epa.gov>; Halbur, Kathy <halbur.kathy@epa.gov>
Subject: FW: FYI - EPA Tribal Listening Session Notes.docx

Hi Nick,

I hope the response below from Kathy helps with your request. If this is not the site you

indicated please let us know and we will look into it further.

Thank you.

From: Halbur, Kathy

Sent: Monday, October 24, 2016 2:13 PM

To: Borries, Samuel <borries.samuel@epa.gov>; Ribordy, Michael <ribordy.mike@epa.gov>

Subject: RE: FYI - EPA Tribal Listening Session Notes.docx

Hi Sam:

I am familiar with this issue – he is referring to the Tower Standard Leaking UST. I conducted emergency air monitoring for LDF at the Haskell Lake Lodge last year to assess if vapor intrusion concerns from the former Tower Station would impact a mother returning with her newborn (in consultation with ATSDR). Ann and I also gave the Tribe recommendations on how to file a NRDA claim for wild rice impacts. Numerous EPA Region 5 and WDNR personnel have been working with LDF on this Site. As an example, here is a letter from Margaret Guerriero that a quick Google search yielded:

[https://tcots.epa.gov/oita/tconsultation.nsf/ByUNID/3A5F0A961E38A37285257F870071D366/\\$File/LdF+post+2-15.pdf?OpenElement](https://tcots.epa.gov/oita/tconsultation.nsf/ByUNID/3A5F0A961E38A37285257F870071D366/$File/LdF+post+2-15.pdf?OpenElement)

LDF admittedly has a strained relationship with WDNR, but a good relationship with the Removal program. Over the past year, we held the ERT Sampling for Hazardous Materials course there as well as an Oil Spill Response Training. In addition to the air monitoring I mentioned above, I assisted them with a synthetic pot response consultation (how to decon). I also helped them with an Oil Spill Liability Trust Fund claim for a submerged vehicle.

kch

From: Borries, Samuel

Sent: Monday, October 24, 2016 1:56 PM

To: Ribordy, Michael <ribordy.mike@epa.gov>

Cc: Halbur, Kathy <halbur.kathy@epa.gov>

Subject: FW: FYI - EPA Tribal Listening Session Notes.docx

Mike,

Do you or Kathy know anything about this issue?

From: Nichols, Nick
Sent: Monday, October 24, 2016 7:54 AM
To: Borries, Samuel <borries.samuel@epa.gov>
Subject: FW: FYI - EPA Tribal Listening Session Notes.docx

From: Nichols, Nick
Sent: Tuesday, October 18, 2016 9:27 AM
To: OLEM OEM Managers <OLEMOEMManagers@epa.gov>; Schlieger, Brian <schlieger.brian@epa.gov>; Lee, Eugene <Lee.Eugene@epa.gov>
Subject: FYI - EPA Tribal Listening Session Notes.docx

Hello OEM Managers

Attached are the notes from the Administrator's listening session she hosted after the White House Tribal meeting two weeks ago.

I wanted to highlight tribal concerns about sites on their lands.

Region 5

Eric Chapman and George Thompson, Lac du Flambeau Band of Chippewa Indians: Mr. Chapman and Mr. Thompson expressed frustration in Region 5's handling of a petroleum spill on state land that impacted the tribe's lake and drinking water wells, stating that high benzene remains a problem in drinking water. They also stated that they experience a lack of acknowledgement in region 5 programs like remediation, and want to be engaged to have tribal

issues addressed in ways that reflect EPA responsibilities and policies. They believe that state reluctance is a key part of EPA's lack of responsiveness, as well as the lack of sufficient dedicated tribal support within EPA.

Administrator McCarthy stated after the meeting that she believes EPA needs to identify a way for tribes who are having regional difficulties to be able to elevate their concerns to the DRA, RAs etc. She asked staff to first engage Region 5, to ensure that the specific spill-related issue is addressed ASAP and ask the RA what the plan is to provide further training for managers and staff, as well as restate our expectations in all programs areas. Next, OIRA can work with the regions to ensure that the tribes can elevate concerns if there are programs that are not responsive.

Eric Thompson, St. Regis Mohawk Tribe: Mr. Thompson spoke about the ongoing work to address the contamination from a General Motors dump on St. Regis Mohawk's land. The tribe is on the record for opposing the EPA's decided remedy for the issue, and requests that the dump be removed from their land completely. Additionally, they request more involvement in the decision of selecting the remedies, and the oversight and implementation of such remedies.

...

Gina McCarthy, EPA Administrator: Mrs. McCarthy thanked everyone in attendance for their time and patience during today's meeting, and ensured them that EPA staff would follow up appropriately.

From: Snyder, Jessica

Sent: Wednesday, October 12, 2016 1:10 PM

To: Barrows, Judy <Barrows.Judy@epa.gov>; Benjamin, Kent <Benjamin.Kent@epa.gov>; Cooke, Maryt <Cooke.Maryt@epa.gov>; Dailey, Anne <Dailey.Anne@epa.gov>; Hawkins, Tonya <Hawkins.Tonya@epa.gov>; Katonica, Kim <Katonica.Kim@epa.gov>; Lentz, Rachel <Lentz.Rachel@epa.gov>; Lowery, Brigid <Lowery.Brigid@epa.gov>; Nichols, Nick <Nichols.Nick@epa.gov>; Poore, Christine <Poore.Christine@epa.gov>; Rafferty, Kathy <Rafferty.Kathy@epa.gov>; Reddoor, Charles <Reddoor.Charles@epa.gov>; Roepe, Wayne <Roepe.Wayne@epa.gov>; Roy, Denise <Roy.Denise@epa.gov>; Wilson, Michaelle <Wilson.Michaelle@epa.gov>

Cc: EPA RICS <RICS@epa.gov>; Baca, Andrew <Baca.Andrew@epa.gov>; Lieberman, Paige <Lieberman.Paige@epa.gov>; Lowery, Brigid <Lowery.Brigid@epa.gov>; Benjamin, Kent

<Benjamin.Kent@epa.gov>

Subject: DRAFT EPA Tribal Listening Session Notes.docx

All,

I am attaching more finalized Listening Session notes, which include comments/follow up notes from the Administrators. Many of these follow ups were discussed internally with OITA after the meeting (I was not part of those conversations, so I am just seeing these now.)

If the Administrator did not commit to respond but your program office feels like its necessary to – please let me know so we can figure out best how to move forward.

I'd like to make sure that any OLEM HQ responses are coordinated with the region (both the RIC and your programmatic contact) to ensure that we have a “one EPA” approach and that we are not developing one response from HQ and another from the Regions. I have copied the RICS on this note for awareness. Let's also make sure to include OITA (Paige Lieberman) in any OLEM related tribal topics, as well.

Jessica Snyder

Office of Land and Emergency Management

Tribal Program Coordinator

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Thanks,
Jessica